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Request For Continued Examination (RCE) Transmittal

Address to:
Commissioner for Patents
Box RCE
Washington, DC 20231

Application Number	09/839,078
Filing Date	April 20, 2001
First Named Inventor	ZHANG, Ping Sheng
Art Unit	3635
Examiner Name	Kevin McDermott
Attorney Docket Number	746

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114

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- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☒ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☒ Other Three-month Extension

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1891

- a. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Albert Wai-Kit Chan	Registration No. (Attorney/Agent)	36,479
Signature	<i>Albert Wai-Kit Chan</i>	Date	May 5, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Shean Yi Lou	Date	May 5, 2003
Signature	<i>Shean Yi Lou</i>		

Page 1 of 2

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Box RCE, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

RCE/3635



Dkt. #746

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : ZHANG, et al.
U.S. Serial No.: 09/839,078 Examiner: Kevin McDermott
Filing Date : April 20, 2001 Art Unit: 3635
For : TWO-PLY FLOORING HAVING CROSS-GRAIN
BOTTOM PLY

Law Offices of Albert Wai-Kit Chan, LLC
World Plaza, Suite 604
141-07 20th Avenue
Whitestone, NY 11357

August 11, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

COMMUNICATION IN RESPONSE TO JULY 11, 2003 OFFICE ACTION

This Communication is submitted in response to the July 11, 2003 Office Action issued by the United States Patent and Trademark Office (USPTO) in connection with the above-identified application. A response to the July 11, 2003 Office Action was due August 11, 2003. Accordingly, this amendment is being timely filed.

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REMARK

Claims 1-12 are pending in this application. The Examiner to whom this application has been assigned indicated that the Office Action was "Responsive to communication(s) filed on 15 April 2003." in the Office Action Summary mailed on July 11,

Applicants : ZHANG, et al.
U.S. Serial No.: 09/839,078
Filed : 20 April, 2001
Page : 2

2003. Actually, Applicants filed an Amendment in Connection With November 4, 2002 Office Action and Petition for Three-Month Extension of Time on May 5, 2003 and is attached hereto as **Exhibit A**. In the May 5, 2003 Amendment, Applicants submitted an amended claim 1.

Accordingly, Applicants respectfully request the Examiner reconsider the Amendment filed May 5, 2003 and withdraw various grounds of objections and rejections in the July 11, 2003 Office Action and earnestly request the Examiner place this application in conditions of allowance.

If a telephone interview would be of assistance in advancing prosecution of the subject application, Applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

No fee is deemed necessary in connection with the filing of this Communication. However, if any additional fee is required, authorization is given to charge the amount of any such fee to Deposit Account No. 50-1891.

Respectfully submitted,

Albert Wai-Kit Chan

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I hereby certify that this paper is being deposited this date with the U.S. Postal Service with sufficient postage for first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Albert Wai-Kit Chan 4/1/03
Albert Wai-Kit Chan Date
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : ZHANG, et al.
U.S. Serial No.: 09/839,078 Examiner: Kevin McDermott
Filing Date : 20 April 2001 Art Unit: 3635
For : TWO-PLY FLOORING HAVING CROSS-GRAIN
BOTTOM PLY

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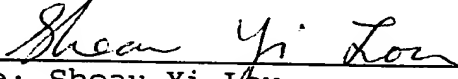
May 5, 2003

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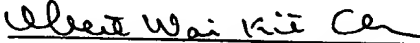
Sir:

FACSIMILE CERTIFICATE
IN CONNECTION WITH THE ABOVE-IDENTIFIED APPLICATION

I hereby certify that this paper is being sent on the date indicated above and is to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Attn: Kevin McDermott


Printed Name: Sheau Yi Lou

Respectfully submitted,


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FACSIMILE TRANSMISSION

PLEASE DELIVER THE FOLLOWING PAGES

TO : PRIMARY EXAMINER KEVIN MCDERMOTT

COMPANY : UNITED STATES PATENT AND TRADEMARK OFFICE

FAX NO. : (703) 872-9327

FROM : ALBERT WAI-KIT CHAN

DOCKET : TWO-PLY FLOORING HAVING CROSS-GRAIN BOTTOM
PLY, U.S. SERIAL NO. 09/839,078, FILED APRIL 20, 2001 -
DKT. #746

TOTAL NUMBER OF PAGES, INCLUDING COVER SHEET : 15

DATE : May 5, 2003

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Message

Applicants: ZHANG, et al.
Client: Dasso Flooring
Date: May 5, 2003

File No.: 746

AMENDMENT IN CONNECTION WITH NOVEMBER 4, 2002 OFFICE ACTION AND PETITION FOR THREE-MONTH EXTENSION OF TIME, for ZHANG, et al., for TWO-PLY FLOORING HAVING CROSS-GRAIN BOTTOM PLY, U.S. SERIAL No. 09/839,078, Filed April 20, 2001, including Request for Continued Examination (RCE, 1 page), PTO-1449, (Exhibit A, 1 page) and Foreign Patent Document CN2438558Y (Exhibit B, 5 pages).

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